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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Packet No. A-67209-6/RMS/DCF

Anticipated Classification of
this Application:

Class: Subclass:

Prior Application:

Examiner: H. Ngo
Art Unit: 2874

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DATE OF DEPOSIT 8/20/01
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COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231

TYPED NAME Darryl Jones

SIGNED [Signature]

Box PATENT APPLICATION FEE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing an

- ☐ Original
- ☒ Continuation
- ☐ Divisional
- ☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of David R. WALT and Karri Lynn MICHAEL, for

TARGET ANALYTE SENSORS UTILIZING MICROSPHERES.

1. (a) ☐ Enclosed is a new application.
- (b) ☐ Enclosed is a continuation-in-part application.
- (c) ☒ Enclosed is a copy of the prior application.

2. (a) ☐ Enclosed is a new Declaration.
- (b) ☒ Enclosed is a copy of the prior executed Declaration as originally filed.
- (c) ☐ Enclosed is a Combined Declaration/Power of Attorney.

3. (a) Enclosed is a Small Entity Affidavit.
 (b) X A Small Entity Affidavit is of record in the prior application.

4. X The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col.2)	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
For:	<u>No. Filed</u>	<u>No. Extra</u>	<u>Rate</u>	<u>Fee</u>	<u>Or</u>	<u>Rate</u>	<u>Fee</u>
Basic Fee				\$355.00			\$710.00
Total Claims	<u>23</u> - 20 =	<u>3</u>	<u>3</u> x 9 =	<u>\$ 27.00</u>	OR	<u> </u> x \$18 =	<u>\$ </u>
Indep Claims	<u>3</u> - 3 =	<u>0</u>	<u> </u> x 40 =	<u>\$ </u>	OR	<u> </u> x \$80 =	<u>\$ </u>
[] Multiple Dependent Claims			+ \$135 =	<u>\$ </u>	OR	+ \$270 =	<u>\$ </u>
Total				<u>\$382.00</u>			<u>\$ </u>

* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

5. X No check is enclosed.
6. The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-67209-6/RMS/DCF).
7. Cancel in this application original claims of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
8. X Amend the specification by replacing the first sentence/paragraph with the following sentence/paragraph:

--This is a continuation of U.S. Application Serial No. 09/151,877, filed September 11, 1998; which is a continuation-in-part of U.S. Application Serial No. 08/818,199, filed March 14, 1997, now U.S. Patent No. 6,023,540.

9. (a) X Informal drawings are enclosed, 10 sheets.
(b) Formal drawings are enclosed, sheets.
10. (a) X Claims benefit of U.S. Application Serial Nos. 09/151,877, filed September 11, 1998 and 08/818,199, filed March 14, 1997.
(b) The certified copy has been filed in prior application Serial No. filed on .
11. (a) An Assignment is enclosed.
(b) X Enclosed is a copy of the prior assignment as originally filed.
12. X The prior application is assigned of record to Trustees of Tufts College.
13. A Power of Attorney by Assignee is enclosed.
14. X The power of attorney in the prior application is to:
FLEHR HOHBACH TEST ALBRITTON & HERBERT, LLP
(a) X The power appears in the original papers in the prior application.
(b) Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
(c) X Address all future communications to:
Robin M. Silva, Esq.
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989
15. A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
16. A Prior Art Statement is enclosed.

